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7
8 **IN THE UNITED STATES DISTRICT COURT FOR THE**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

E-FILED - 2/13/06

11 MICHAEL CLARK,

12 Plaintiff,

13 v.

14 UNITED STATES OF AMERICA and
INTERNAL REVENUE SERVICE,

Respondent.

No. C-05-03858-RMW

JOINT APPLICATION TO
CONTINUE CASE MANAGEMENT
CONFERENCE AND ORDER

DATE: FEBRUARY 17, 2006

TIME: 10:30 A.M.

15 This is an action under 26 U.S.C. § 6320/6330 seeking a redetermination of the
16 government's attempts to collect unpaid payroll taxes assessed against the plaintiff. The
17 government shall file a motion for summary and schedule the hearing for March 24, 2006.
18 Therefore, the government requests that the case management conference be continued to March
19 24, 2006 so that both matters can be heard on the same day. Plaintiff's counsel, Ruth Eiln
20 Auerbach, joins in this application.

21 KEVIN V. RYAN

22 United States Attorney

23 /s/ Jay R. Weill

24 JAY R. WEILL

25 Assistant United States Attorney

26 Chief, Tax Division

27 ORDER

28 Upon application of the United States, the case management conference is continued to
March 24, 2006.

Dated: 2/13/06

/S/ RONALD M. WHYTE
UNITED STATES DISTRICT JUDGMENT